Attorney's Docket No.: 06618-641001 / CIT 3221

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APR 2 2 2004

Applicant : Marcel Gavriliu et al.

Art Unit : 2643

Serial No.: 09/681,728

Examiner : Suhan Ni

Filed

: May 29, 2001

Title

: RESONANT FREQUENCY ADJUSTMENT USING TUNABLE DAM

MAIL STOP AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated January 5, 2004, finally rejecting claims 1-9 and 13-22.

A petition for an extension of time under 37 CFR \$1.136 to extend the time to respond to the final rejection for 1 month(s) to and including May 5, 2004 is enclosed.

Please charge the \$165 appeal fee and any other charges or credits to Deposit Account No. 06-1050.

Respect fully submitted,

04/22/2004 Date:

Harris scott C. Reg. No. 32,030

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CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated

below.

Date of Trans

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OFFICIAL COMMUNICATION

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FOR THE PERSONAL ATTENTION OF:

EXAMINER SUHAN NI

GROUP 2643 FAX NO: (703) 872-9306

Number of pages including this page 3

Applicant: Marcel Gavriliu et al.

Art Unit : 2643

Serial No.: 09/681,728

Examiner: Suhan Ni

Filed

: May 29, 2001

FACSIMILE COMMUNICATION

Title

: RESONANT FREQUENCY ADJUSTMENT USING TUNABLE DAMPING

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Attached to this facsimile communication cover sheet is Response, faxed this 22nd day of

April, 2004, to Group 2643, the United States Patent and Trademark Office.

Respectfully submitted,

Date: April 22, 2004

Scott C. Harris Reg. No. 32,030

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